

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

DAVID LINDENSMITH,

Plaintiff,

vs.

MELISSA JEROME, et al.,

Defendants.

Civil Action No. 10-CV-13530

HON. BERNARD A. FRIEDMAN

ORDER ACCEPTING MAGISTRATE JUDGE'S REPORT AND RECOMMENDATION

Magistrate Judge Mark A. Randon has filed a Report and Recommendation ("R&R") in which he recommends that the court deny defendants' motion for summary judgment as to their exhaustion argument and that the court deny defendants' motion without prejudice as to their remaining arguments. The R&R also recommends that the court permit defendants to file another dispositive motion (which they did shortly after the R&R was issued) addressing various issues. No party has objected to the R&R and the time for doing so has expired. The court finds the R&R persuasive and its recommendation sound. The court therefore accepts and adopts the R&R as the findings and conclusions of the court. Additionally, plaintiff's motion for contempt [docket entry 27] is denied.

SO ORDERED.

Dated: August 25, 2011
Detroit, Michigan

S/Bernard A. Friedman_____
BERNARD A. FRIEDMAN
SENIOR UNITED STATES DISTRICT JUDGE